

6743. Misbranding of onions. U. S. v. William T. Robinson and Forrest Robinson (W. T. Robinson & Son). Pleas of guilty. Each defendant fined \$300. (F. D. C. No. 11408. Sample Nos. 23484-F to 23486-F, incl., 56190-F.)

INFORMATION FILED: On May 10, 1944, in the District of Colorado, against William T. Robinson and Forrest Robinson, trading as W. T. Robinson & Son, Fowler, Colo.

ALLEGED SHIPMENT: On or about October 13, 14, and 15, 1943, from the State of Colorado into the States of Pennsylvania and New York.

LABEL, IN PART: (Portions of article) "Fultonet Yellow Onions * * * Radio-Pac Brand Shippers And Distributors Piowaty Fruit Co. Chicago, Ill.," or "Onions, C. M. Miller Co., Rocky Ford, Colo."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement "50 Lbs. Net," borne on the labels of all shipments of the article, was false and misleading since the article contained less than the declared weight; and, Section 403 (e) (2), it was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: May 23, 1944. Pleas of guilty having been entered, each defendant was fined \$75 on each of 4 counts.

6744. Misbranding of onions. U. S. v. Peter Rubey and Gottlieb Keck (Keck Produce Co.). Pleas of nolo contendere. Each defendant fined \$100. (F. D. C. No. 11405. Sample Nos. 36300-F, 57801-F.)

INFORMATION FILED: On May 15, 1944, in the District of Colorado, against Peter Rubey and Gottlieb Keck, trading as the Keck Produce Co., Rocky Ford, Colo.

ALLEGED SHIPMENT: On or about October 11, 1943, from the State of Colorado into the States of Illinois and Pennsylvania.

LABEL, IN PART: (Sacks) "Colorado Ruby Brand Onions 50 Lbs."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement "50 Lbs." was false and misleading since the article contained less than the declared weight; and, Section 403 (e) (2), the article was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: May 23, 1944. Pleas of nolo contendere having been entered, each defendant was fined \$50 on each of 2 counts, a total fine of \$100 each.

6745. Misbranding of onions. U. S. v. 677 Sacks of Onions. Decree of condemnation. Product ordered released under bond to be resacked and relabeled, or re-marked. (F. D. C. No. 12979. Sample No. 28897-F, 60746-F.)

LIBEL FILED: July 17, 1944, Southern District of Florida.

ALLEGED SHIPMENT: On or about June 29, 1944, by the A. Levy & J. Zentner Co., from Stockton, Calif.

PRODUCT: 677 sacks of onions at Jacksonville, Fla.

LABEL, IN PART: (Sacks) "Red Rooster California's Best 50 Lbs. Net."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement "50 Lbs. Net" was false and misleading as applied to an article that was short weight; and, Section 403 (e) (2), the product was a food in package form and failed to bear a label which contained an accurate statement of the quantity of the contents.

DISPOSITION: July 19, 1944. The Winn & Lovett Grocery Co., Jacksonville, Fla., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be resacked and relabeled, or re-marked, under the supervision of the Food and Drug Administration. The onions were repacked to full weight.

6746. Misbranding of potatoes. U. S. v. Joseph A. Baumel and Herman J. Kurtz (Baumel and Kurtz). Pleas of nolo contendere. Each defendant fined \$200. (F. D. C. No. 11397. Sample Nos. 38183-F, 38506-F.)

INFORMATION FILED: On April 26, 1944, in the Southern District of California, against Joseph A. Baumel and Herman J. Kurtz, copartners trading as Baumel and Kurtz, at Shafter, Calif.

ALLEGED SHIPMENT: On or about June 19 and 22, 1943, from the State of California into the State of Illinois.

LABEL, IN PART: "U. S. No. 1 Circle Bar Brand California Potatoes * * * 100 Lbs. Net Weight."